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By: **Chairman, Baltimore County Delegation (By Request - Baltimore  
County Administration)**

Introduced and read first time: February 13, 2004

Assigned to: Economic Matters

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 23, 2004

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Baltimore County - Alcoholic Beverages - Additional Class B (Restaurant)**  
3 **License**

4 FOR the purpose of authorizing an individual, for the use of certain business entities,  
5 to obtain an additional Class B license in Baltimore County, up to a total of a  
6 certain number of Class B (on-sale) (hotels and restaurants) licenses by making  
7 application in the regular manner and paying the usual fee and if the restaurant  
8 for which the additional license authorized by this Act is sought meets certain  
9 requirements; providing for the construction of this Act; and generally relating  
10 to alcoholic beverages licenses in Baltimore County.

11 BY adding to  
12 Article 2B - Alcoholic Beverages  
13 Section 9-102(b-3C)  
14 Annotated Code of Maryland  
15 (2001 Replacement Volume and 2003 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article 2B - Alcoholic Beverages**

19 9-102.

20 (B-3C) (1) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION OR  
21 § 8-204(L) OF THIS ARTICLE, IN BALTIMORE COUNTY, AN INDIVIDUAL, FOR THE USE  
22 OF A SOLE PROPRIETORSHIP, PARTNERSHIP, CORPORATION, UNINCORPORATED

1 ASSOCIATION, OR LIMITED LIABILITY COMPANY IN THE COUNTY, MAY OBTAIN AN  
 2 ADDITIONAL CLASS B LICENSE UP TO A TOTAL OF ~~FOUR~~ FIVE CLASS B (ON-SALE -  
 3 HOTELS AND RESTAURANTS) BEER, WINE AND LIQUOR LICENSES UNDER THIS  
 4 ARTICLE, BY MAKING APPLICATION IN THE REGULAR MANNER AND PAYING THE  
 5 USUAL FEE IF THE ~~RESTAURANTS~~ RESTAURANT FOR WHICH THE ~~LICENSES ARE~~  
 6 ADDITIONAL LICENSE IS SOUGHT:

7 (I) ~~MEET~~ MEETS THE REQUIREMENTS OF THE RULES AND  
 8 REGULATIONS OF THE BOARD OF LICENSE COMMISSIONERS REGARDING THE  
 9 AVAILABILITY AND ISSUANCE OF LICENSES;

10 (II) ~~MEET~~ MEETS THE DEFINITION REQUIREMENTS OF  
 11 "RESTAURANT" ESTABLISHED UNDER THE REGULATIONS OF THE BOARD OF LICENSE  
 12 COMMISSIONERS;

13 (III) ~~HAVE~~ HAS A MINIMUM SEATING CAPACITY OF 190 PERSONS  
 14 FOR DINING;

15 (IV) ~~HAVE~~ HAS A COCKTAIL LOUNGE OR BAR AREA SEATING  
 16 CAPACITY THAT DOES NOT EXCEED 10 PERCENT OF THE SEATING CAPACITY FOR  
 17 DINING;

18 (V) ~~HAVE~~ HAS NO MORE THAN 20 PERCENT OF SALES IN  
 19 ALCOHOLIC BEVERAGES IN CONNECTION WITH THE BUSINESS; AND

20 (VI) ~~ARE~~ IS LOCATED IN THE LIBERTY ROAD COMMERCIAL  
 21 REVITALIZATION DISTRICT AS DEFINED BY THE COUNTY COUNCIL ON OCTOBER 18,  
 22 1999.

23 (2) OFF-SALE PRIVILEGES MAY NOT BE CONFERRED BY THESE  
 24 LICENSES.

25 ~~(2)~~ (3) NOTHING CONTAINED IN THIS SECTION MAY BE CONSTRUED  
 26 TO AUTHORIZE THE ISSUANCE OF MORE THAN FIVE LICENSES TO AN INDIVIDUAL  
 27 FOR THE USE OF A SOLE PROPRIETORSHIP, PARTNERSHIP, CORPORATION,  
 28 UNINCORPORATED ASSOCIATION, OR LIMITED LIABILITY COMPANY IN THE COUNTY  
 29 UNDER THIS ARTICLE, INCLUDING CLASS B (HOTELS AND RESTAURANTS) BEER,  
 30 WINE AND LIQUOR (ON-SALE) LICENSES, CLASS B (SB) (RESTAURANT - SERVICE BAR)  
 31 BEER, WINE AND LIQUOR (ON-SALE) LICENSES, CLASS B (TTC) (RESTAURANT) BEER,  
 32 WINE AND LIQUOR (ON-SALE) LICENSES, CLASS B (OMTC) LICENSES, CLASS B (TRD)  
 33 LICENSES, AND CLASS BDR (DELUXE RESTAURANT) BEER, WINE AND LIQUOR  
 34 (ON-SALE) LICENSES.

35 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
 36 July 1, 2004.

